



224  
RCE

PATENT  
Attorney Docket No.: 056159-5042

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application of: FRENKEN et al..

Confirmation No.: 9341

Application No.: 09/737,476

Group Art Unit: 1638

Filed: December 18, 2000

Examiner: Collins, C.E.

For: PRODUCTION OF ANTIBODIES

Commissioner of Patents and Trademarks  
U.S. Patent and Trademark Office  
Customer Window  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

**REQUEST FOR CONTINUED  
EXAMINATION (RCE) TRANSMITTAL**

This is a Request for Continued Examination (RCE) under 37 C.F.R. § 1.114 of the above-identified application.

1. Submission required under 37 C.F.R. § 1.114

- a. ☒ Previously submitted:
- i. ☒ Please enter and consider the Response under 37 C.F.R. § 1.116 previously filed on February 3, 2005.
- ii. ☐ Please consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_.
- iii. ☐ other \_\_\_\_\_
- b. ☒ Enclosed:
- i. ☒ Supplemental Amendment and Reply to Advisory Action dated March 7, 2005 and the Office Action dated October 21, 2004

03/22/2005 HUUONG1 00000086 500310 09737476

01 FC:1801 790.00 DA

## 2. Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. § 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; fee under 37 C.F.R. § 1.17(i) required.)
- b. ☐ Other \_\_\_\_\_.

## 3. Fees Calculation

- a. RCE Fee required under 37 C.F.R. § 1.17(e)

- ☒ **\$790.00**
- ☐ \$395.00 (for small entity)

- b. Additional Claims

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	15	minus	20	0	x \$50 each =	+ \$
Independent Claims (37 C.F.R. §1.16(b))	3	minus	3	0	x \$200 each =	+ \$
[ ] First presentation of Multiple dependent claim(s)					\$360.00	+ \$
SUB-TOTAL =						\$
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$

## c. Extension of Time

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicant petitions for an extension of time, the fees for which are set out in 37 C.F.R. § 1.17(a), for the total number of months checked below.

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>Fee for Small Entity</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input checked="" type="checkbox"/> <b>two months</b>	<b>\$ 450.00</b>	\$ 225.00
<input type="checkbox"/> three months	\$ 1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$ 1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$ 2,160.00	\$1,080.00

☒ An extension for one month has already been secured and the fee paid therefor of **\$120.00** deducted from the total fee due for the total months of extension now requested.

The extension of time fee for this request: **\$330.00.**


If an additional extension of time is required, please consider this a Petition therefor.

4. Fee Payment

- ☒ The Director is hereby authorized to charge the Deposit Account No. 50-0310 in the total amount of **\$1,120.00** which includes the RCE filing fee of \$790.00; and extension fee of \$330.00.
- ☒ EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

Respectfully submitted,

**MORGAN LEWIS & BOCKIUS LLP**

By:   
Bonnie Weiss McLeod  
Reg. No. 43,255

Dated: March 21, 2005

Customer No. 009629  
MORGAN LEWIS & BOCKIUS LLP  
1111 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
202-739-3000 (phone)  
202-739-3001 (fax)